



Journal of the Senate

State of Indiana

114th General Assembly

Second Regular Session

Thirteenth Meeting Day

Wednesday Afternoon

February 1, 2006

The Senate convened at 1:34 p.m., with the President Pro Tempore of the Senate, Robert D. Garton, in the Chair.

The Senate Reader was directed to read the previously read section of the District Court's Order in *Hinrichs v. Bosma*, as set out in full in the Senate Journal of January 9, 2006.

Silent prayer followed the reading.

The Pledge of Allegiance to the Flag was led by the President Pro Tempore of the Senate.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Long
Becker	Lubbers
Bowser	Lutz
Bray	Meeks
Breaux	Merritt
Broden	Miller
Craycraft	Mishler
Delph	Mrvan
Dillon	Nugent
Drozda	Paul
Ford	Riegsecker
Gard	Rogers
Garton	Simpson
Harrison	Sipes
Heinold	Skinner
Hershman	Smith
Howard	Steele
Hume	Tallian
Jackman	Waltz
Kenley	Waterman
Kruse	Weatherwax
Lanane	Wyss
Landske	Young, M.
Lawson	Young, R.
Lewis	Zakas

Roll Call 108: present 50. The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

INTRODUCTION OF BILLS

The following bills and resolutions were read a first time by title and referred to the respective committees:

HB 1001 — Kenley (Tax and Fiscal Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.

HB 1007 — Kenley, Simpson (Tax and Fiscal Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.

HB 1010 — Bray, Drozda, Sipes, Lewis (Corrections, Criminal, and Civil Matters)

A BILL FOR AN ACT to amend the Indiana Code concerning property.

HB 1016 — Bray (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

HB 1017 — Becker, Broden, Long (Tax and Fiscal Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

HB 1018 — Hershman, R. Young (Homeland Security, Utilities, and Public Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

HB 1020 — Becker, Broden (Governmental Affairs and Interstate Cooperation)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1022 — Merritt, Ford, Lewis, Craycraft (Agriculture and Small Business)

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

HB 1024 — Drozda (Corrections, Criminal, and Civil Matters)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1049 — M. Young, Dillon, Kruse (Corrections, Criminal, and Civil Matters)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1065 — Heinold, Nugent (Energy and Environmental Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

HB 1073 — Riegsecker, M. Young (Tax and Fiscal Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1076 — Hershman, Weatherwax (Governmental Affairs and Interstate Cooperation)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1086 — Heinold, Jackman, Hershman (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning economic development.

HB 1101 — Hershman (Corrections, Criminal, and Civil Matters)
A BILL FOR AN ACT to amend the Indiana Code concerning commercial Law.

HB 1102 — Lawson (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1107 — Becker, Lutz (Governmental Affairs and Interstate Cooperation)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1127 — Lubbers (Appropriations)
A BILL FOR AN ACT concerning state offices and administration.

HB 1142 — M. Young, Dillon (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

HB 1207 — Wyss, Craycraft (Corrections, Criminal, and Civil Matters)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1209 — Dillon (Commerce & Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning health.

HB 1234 — Dillon, Craycraft (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

HB 1238 — Wyss, Craycraft, Becker, Sipes (Homeland Security, Utilities, and Public Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

HB 1249 — Kruse (Governmental Affairs and Interstate Cooperation)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

HB 1257 — Waltz (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1261 — Lubbers (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning human services.

HB 1280 — Ford, Steele (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

HB 1299 — Paul, Lanane (Insurance and Financial Institutions)
A BILL FOR AN ACT to amend the Indiana Code concerning financial institutions.

HB 1314 — Lawson, Simpson, Dillon, Rogers (Health and Provider Services)
A BILL FOR AN ACT concerning human services.

HB 1327 — Kenley, Simpson (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1339 — Merritt (Homeland Security, Utilities, and Public Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

HB 1353 — Bray, Broden (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

HB 1380 — Ford, Long (Economic Development and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning economic development.

HB 1392 — Paul (Insurance and Financial Institutions)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

HB 1418 — Heinold, Landske (Agriculture and Small Business)
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Engrossed House Bill 1040, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.
Committee Vote: Yeas 9, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Engrossed House Bill 1134, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.
Committee Vote: Yeas 9, Nays 0.

BRAY, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 30

Senate Concurrent Resolution 30, introduced by Senator Landske:

A CONCURRENT RESOLUTION to memorialize and honor Ray Nichols.

Whereas, Ray Nichols was a pioneer of auto racing, beginning his career as a crew chief at the young age of 15;

Whereas, Throughout his career, Ray Nichols won multiple accolades for his engine-building efforts in the 1950s and 1960s, including the Indianapolis 500 Pole Mechanic of the Year in 1957;

Whereas, After over 20 years of experience in racing, Ray and his friend Paul Russo built the famed "Basement Bessie" car that set a series of world speed records;

Whereas, In addition, for the NASCAR Winter Grand Nationals at Daytona in 1957, Ray built a surprise-entry car for Pontiac that won the race;

Whereas, The knowledge that Ray Nichols originated is still fundamental in the building of engines and cars today. Drivers are still familiar with the design ingenuity attributed to Ray Nichols and the significant impact he has had on the racing industry as a whole;

Whereas, Despite his success, Ray always maintained a humble approach to life. In a fitting testament to his character, the annual sportsmanship award at Illiana Speedway in Schererville has been named for the Merrillville resident for several years; and

Whereas, Ray Nichols' life and contributions to racing will be honored at the Living Legends of Auto Racing annual banquet on February 15, 2006, in Daytona Beach, Florida. Bill LaDow's book about Nichols, "Conversations with a Winner," is scheduled for release coinciding with the Living Legends of Auto Racing banquet: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the Indiana General Assembly memorializes and honors Ray Nichols for his lifetime achievements. He made tremendous contributions to the racing community and he will be greatly missed.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Ray Nichols' wife, Eleanor Nichols, and to the Living Legends of Auto Racing.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Lehe.

1:45 p.m.

The Chair declared a recess until the fall of the gavel.

Recess

The Senate reconvened at 3:14 p.m., with the President of the Senate in the Chair.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 30 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senator Drozda be added as cosponsor of Engrossed House Bill 1418.

HEINOLD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Breau be added as cosponsor of Engrossed House Bill 1209.

DILLON

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Simpson be added as coauthor of Engrossed Senate Bill 301.

FORD

Motion prevailed.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 146

Senator Gard called up Engrossed Senate Bill 146 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 109: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Wolkins and Dvorak.

Engrossed Senate Bill 153

Senator Lawson called up Engrossed Senate Bill 153 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 110: yeas 41, nays 9. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act?

There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Richardson, Budak, and Summers.

Engrossed Senate Bill 160

Senator Wyss called up Engrossed Senate Bill 160 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 111: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Ulmer and Kuzman.

Engrossed Senate Bill 162

Senator Paul called up Engrossed Senate Bill 162 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 112: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Saunders, Hoffman, and Pflum.

Engrossed Senate Bill 173

Senator Lubbers called up Engrossed Senate Bill 173 for third reading:

A BILL FOR AN ACT concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 113: yeas 39, nays 11. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Behning.

Engrossed Senate Bill 192

Senator Bray called up Engrossed Senate Bill 192 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 114: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act?

There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Foley and Ayres.

Engrossed Senate Bill 193

Senator Bray called up Engrossed Senate Bill 193 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 115: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Foley, Bell, and Van Haaften.

Engrossed Senate Bill 194

Senator Hume called up Engrossed Senate Bill 194 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 116: yeas 31, nays 19. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Thompson and Oxley.

The President of the Senate yielded the gavel to Senator Garton.

Engrossed Senate Bill 202

Senator Riegsecker called up Engrossed Senate Bill 202 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 117: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives T. Brown, Budak, and C. Brown.

Engrossed Senate Bill 206

Senator Drozda called up Engrossed Senate Bill 206 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 118: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Buell and Kromkowski.

Engrossed Senate Bill 217

Senator Broden called up Engrossed Senate Bill 217 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 119: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Ripley, Moses, Pond, and Dvorak.

Engrossed Senate Bill 230

Senator Lubbers called up Engrossed Senate Bill 230 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 120: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Behning and Micon.

Engrossed Senate Bill 232

Senator Gard called up Engrossed Senate Bill 232 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 121: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Foley and Mays.

Engrossed Senate Bill 235

Senator Gard called up Engrossed Senate Bill 235 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning

motor vehicles and to make an appropriation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 122: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Duncan.

Engrossed Senate Bill 236

Senator Drozda called up Engrossed Senate Bill 236 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 123: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Friend and Turner.

Engrossed Senate Bill 251

Senator Weatherwax called up Engrossed Senate Bill 251 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 124: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Cherry, Buell, and Cochran.

Engrossed Senate Bill 264

Senator Weatherwax called up Engrossed Senate Bill 264 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 125: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Duncan and Mahern.

Engrossed Senate Bill 266

Senator Miller called up Engrossed Senate Bill 266 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 126: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives T. Brown and C. Brown.

SENATE BILLS ON SECOND READING

Senate Bill 6

Senator Steele called up Senate Bill 6 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 6-1)

Madam President: I move that Senate Bill 6 be amended to read as follows:

Page 7, line 2, delete ":".

Page 7, delete lines 3 through 4.

Page 7, line 5, delete "(2)".

Page 7, run in lines 2 through 5.

Page 7, line 5, delete ":" and insert **"child molesting, or an offense in another jurisdiction that is substantially similar to child molesting, if the person was at least eighteen (18) years of age at the time the person committed the offense and the person:**

(1) has a prior unrelated conviction for child molesting or an offense in another jurisdiction that is substantially similar to child molesting; or

(2) is a sexually violent predator under IC 35-38-1-7.5;".

Page 7, delete lines 6 through 12.

Page 10, line 21, after "location" insert **", if applicable"**.

Page 11, between lines 11 and 12, begin a new paragraph and insert:

SECTION 9. [EFFECTIVE JULY 1, 2006] (a) The department of correction shall report to the legislative council before November 1 of each year concerning the department's implementation of lifetime parole and GPS monitoring for child molesters. The report must include information relating to:

(1) the expense of lifetime parole and GPS monitoring;

(2) recidivism; and

(3) any proposal to make the program of lifetime parole and GPS monitoring less expensive or more effective, or both.

(b) The report described in subsection (a) must be in an electronic format under IC 5-14-6.

(c) This SECTION expires November 2, 2010.

SECTION 10. P.L.61-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: SECTION 1. (a) As used in this SECTION, "committee" refers to the sentencing policy study committee established by subsection (c).

(b) The general assembly finds that a comprehensive study of sentencing laws and policies is desirable in order to:

(1) ensure that sentencing laws and policies protect the public safety;

(2) establish fairness and uniformity in sentencing laws and policies;

(3) determine whether incarceration or alternative sanctions are appropriate for various categories of criminal offenses; and

(4) maximize cost effectiveness in the administration of sentencing laws and policies.

(c) The sentencing policy study committee is established to evaluate sentencing laws and policies as they relate to:

(1) the purposes of the criminal justice and corrections systems;

(2) the availability of sentencing options; and

(3) the inmate population in department of correction facilities.

If, based on the committee's evaluation under this subsection, the committee determines changes are necessary or appropriate, the committee shall make recommendations to the general assembly for the modification of sentencing laws and policies and for the addition, deletion, or expansion of sentencing options.

(d) The committee shall do the following:

(1) Evaluate the existing classification of criminal offenses into felony and misdemeanor categories. In determining the proper category for each felony and misdemeanor, the committee shall consider, to the extent they have relevance, the following:

(A) The nature and degree of harm likely to be caused by the offense, including whether the offense involves property, irreplaceable property, a person, a number of persons, or a breach of the public trust.

(B) The deterrent effect a particular classification may have on the commission of the offense.

(C) The current incidence of the offense in Indiana.

(D) The rights of the victim.

(2) Recommend structures to be used by a sentencing court in determining the most appropriate sentence to be imposed in a criminal case, including any combination of imprisonment, probation, restitution, community service, or house arrest. The committee shall also consider the following:

(A) The nature and characteristics of the offense.

(B) The severity of the offense in relation to other offenses.

(C) The characteristics of the defendant that mitigate or aggravate the seriousness of the criminal conduct and the punishment deserved for that conduct.

(D) The defendant's number of prior convictions.

(E) The available resources and capacity of the department of correction, local confinement facilities, and community based sanctions.

(F) The rights of the victim.

The committee shall include with each set of sentencing structures an estimate of the effect of the sentencing structures on the department of correction and local facilities with respect to both fiscal impact and inmate population.

(3) Review community corrections and home detention programs for the purpose of:

(A) standardizing procedures and establishing rules for the supervision of home detainees; and

(B) establishing procedures for the supervision of home detainees by community corrections programs of adjoining counties.

(4) Determine the long range needs of the criminal justice and corrections systems and recommend policy priorities for those

systems.

(5) Identify critical problems in the criminal justice and corrections systems and recommend strategies to solve the problems.

(6) Assess the cost effectiveness of the use of state and local funds in the criminal justice and corrections systems.

(7) Recommend a comprehensive community corrections strategy based on the following:

(A) A review of existing community corrections programs.

(B) The identification of additional types of community corrections programs necessary to create an effective continuum of corrections sanctions.

(C) The identification of categories of offenders who should be eligible for sentencing to community corrections programs and the impact that changes to the existing system of community corrections programs would have on sentencing practices.

(D) The identification of necessary changes in state oversight and coordination of community corrections programs.

(E) An evaluation of mechanisms for state funding and local community participation in the operation and implementation of community corrections programs.

(F) An analysis of the rate of recidivism of clients under the supervision of existing community corrections programs.

(8) Propose plans, programs, and legislation for improving the effectiveness of the criminal justice and corrections systems.

(9) Evaluate the use of faith based organizations as an alternative to incarceration.

(10) Study issues related to sex offenders, including:

(A) lifetime parole;

(B) GPS or other electronic monitoring;

(C) a classification system for sex offenders;

(D) recidivism; and

(E) treatment.

(e) The committee may study other topics assigned by the legislative council or as directed by the committee chair.

(f) The committee consists of nineteen (19) members appointed as follows:

(1) Four (4) members of the senate, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the president pro tempore of the senate.

(2) Four (4) members of the house of representatives, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the speaker of the house of representatives.

(3) The chief justice of the supreme court or the chief justice's designee.

(4) The commissioner of the department of correction or the commissioner's designee.

(5) The director of the Indiana criminal justice institute or the director's designee.

(6) The executive director of the prosecuting attorneys council of Indiana or the executive director's designee.

(7) The executive director of the public defender council of Indiana or the executive director's designee.

(8) One (1) person with experience in administering community corrections programs, appointed by the governor.

(9) One (1) person with experience in administering probation programs, appointed by the governor.

(10) Two (2) judges who exercise juvenile jurisdiction, not more than one (1) of whom may be affiliated with the same political party, to be appointed by the governor.

(11) Two (2) judges who exercise criminal jurisdiction, not more than one (1) of whom may be affiliated with the same political party, to be appointed by the governor.

(g) The chairman of the legislative council shall appoint a legislative member of the committee to serve as chair of the committee. Whenever there is a new chairman of the legislative council, the new chairman may remove the chair of the committee and appoint another chair.

(h) If a legislative member of the committee ceases to be a member of the chamber from which the member was appointed, the member also ceases to be a member of the committee.

(i) A legislative member of the committee may be removed at any time by the appointing authority who appointed the legislative member.

(j) If a vacancy exists on the committee, the appointing authority who appointed the former member whose position is vacant shall appoint an individual to fill the vacancy.

(k) The committee shall submit a final report of the results of its study to the legislative council before November 1, 2006. The report must be in an electronic format under IC 5-14-6.

(l) The Indiana criminal justice institute shall provide staff support to the committee.

(m) Each member of the committee is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, of interim study committees established by the legislative council.

(n) The affirmative votes of a majority of the members appointed to the committee are required for the committee to take action on any measure, including the final report.

(o) Except as otherwise specifically provided by this act, the committee shall operate under the rules of the legislative council. All funds necessary to carry out this act shall be paid from appropriations to the legislative council and legislative services agency.

(p) This SECTION expires December 31, 2006."

Renumber all SECTIONS consecutively.

(Reference is to SB 6 as printed January 30, 2006.)

STEELE

Motion prevailed. The bill was ordered engrossed.

Senate Bill 17

Senator Zakas called up Senate Bill 17 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 17-5)

Madam President: I move that Senate Bill 17 be amended to read as follows:

Page 1, line 9, after "road" insert "**for a non-business purpose**". (Reference is to SB 17 as printed January 27, 2006.)

ZAKAS

Motion prevailed. The bill was ordered engrossed.

Senate Bill 35

Senator Long called up Senate Bill 35 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 35-1)

Madam President: I move that Senate Bill 35 be amended to read as follows:

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. IC 36-7-4-1109 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 1109. (a) As used in this section, "local government agency" includes any agency, officer, board, or commission of a local unit of government that may issue:**

- (1) a permit; or**
- (2) an approval for the construction of a development, a building, or another structure.**

(b) As used in this section, "permit" means any of the following:

- (1) An improvement location permit.**
- (2) A building permit.**
- (3) A certificate of occupancy.**
- (4) Approval of a site-specific development plan.**
- (5) Approval of a primary or secondary plat.**
- (6) Approval of a conditional use, special exception or special use.**
- (7) Approval of a planned unit development.**

(c) If a person files a complete application as required by the effective ordinances or rules of a local government agency for a permit with the appropriate local governmental agency, the granting of the permit is governed by the statutes, ordinances, rules, development standards, and regulations in effect and applicable to the property when the application is filed, even if before the issuance of the permit or while the permit approval process is pending the statutes, ordinances, rules, development standards, or regulations governing the granting of the permit are changed by the general assembly or the applicable local legislative body or regulatory body.

(d) Subsection (e) applies if:

- (1) either:**
 - (A) a local governmental agency issues to a person a permit or grants a person approval for the construction of a development, a building, or another structure; or**
 - (B) a permit or approval is not required from the local governmental agency for the construction of the development, building, or structure;**
- (2) before beginning the construction of the development, building, or structure, the person must obtain a permit or approval for the construction of the development, building, or structure from a state governmental agency; and**
- (3) the person has applied for the permit or requested the approval for the construction of the development, building, or structure from the state governmental agency within ninety (90) days of declaration by the local unit of government that no local permit is required for the construction of the development, building, or structure or**

within ninety (90) days of issuance of the permit by the local governmental agency.

(e) Subject to subsection (f), if the conditions of subsection (d) are satisfied:

- (1) a permit or approval issued or granted to a person by the local governmental agency for the construction of the development, building, or structure; or**
- (2) the person's right to construct the development, building, or structure without a permit or approval from the local governmental agency;**

is governed by the statutes, ordinances, rules, development standards, regulations, and approvals in effect and applicable to the property when the person applies for the permit or requests approval from the state governmental agency for the construction of the development, building, or structure, even if before the commencement of the construction or while the permit application or approval request is pending with the state governmental agency the statutes governing the granting of the permit or approval from the local governmental agency are changed by the general assembly or the ordinances, rules, development standards, or regulations of the local governmental agency are changed by the applicable local legislative body or regulatory body or as the result of annexation, if the municipality performing the annexation has an agreement with the county to enforce its ordinances, rules, development standards, or regulations or if the annexation has occurred with a".

Page 2, delete lines 1 through 41.

Page 2, line 42, delete "of this chapter without the".

Run in page 1, line 1 and page 2, line 42.

Page 2, line 42, delete "consent of an affected" and insert **"agreement between the municipality and the"**.

Page 3, line 1, delete "that has the effect of materially altering the development" and insert **"on the applicable ordinances, rules, development standards, or regulations."**

(f) Subsection (d) does not apply to property when it is demonstrated by the local or state governmental agency that the construction of the development, building, or structure would cause imminent peril to life or property."

Page 3, delete lines 2 through 7.

Renumber all SECTIONS consecutively.

(Reference is to SB 35 as printed January 27, 2006.)

SIMPSON

The Chair ordered a division of the Senate. Yeas 44, nays 4.

Motion prevailed. The bill was ordered engrossed.

Senate Bill 55

Senator Harrison called up Senate Bill 55 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 86

Senator Jackman called up Senate Bill 86 for second reading. The bill was reread a second time by title.

SENATE MOTION
(Amendment 86-1)

Madam President: I move that Senate Bill 86 be amended to read

as follows:

Page 2, line 5, after "." insert **"Before adopting a rule with regard to permitting the use of any medication, the commission shall consider the model rules approved by the Association of Racing Commissioners International."**

(Reference is to SB 86 as printed January 27, 2006.)

JACKMAN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 166

Senator Miller called up Senate Bill 166 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 166-2)

Madam President: I move that Senate Bill 166 be amended to read as follows:

Page 3, between lines 24 and 25, begin a new paragraph and insert:
"(e) Notwithstanding IC 25-10-1-14(f), a physical therapist may not perform a manipulation of the spinal column of an individual as described in IC 25-10-1-14(b)."

(Reference is to SB 166 as printed January 27, 2006.)

ALTING

Motion prevailed.

SENATE MOTION (Amendment 166-4)

Madam President: I move that Engrossed Senate Bill 166 be amended to read as follows:

Page 3, line 40, delete "twelve (12)" and insert **"six (6)"**.

(Reference is to SB 166 as printed January 27, 2006.)

MILLER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 203

Senator Riegsecker called up Senate Bill 203 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 229

Senator Lubbers called up Senate Bill 229 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 229-1)

Madam President: I move that Senate Bill 229 be amended to read as follows:

Page 1, line 9, delete "10" and insert **"7"**.

Page 1, line 11, delete "'consortium program'" and insert **"'department'"**.

Page 1, line 11, after "to" insert **"the department of insurance created by IC 27-1-1-1."**

Page 1, delete lines 12 through 17.

Page 2, delete lines 1 through 3.

Page 2, line 4, delete "6." and insert **"4."**

Page 2, line 12, delete "7." and insert **"5."**

Page 2, line 14, delete "10" and insert **"7"**.

Page 2, line 15, delete "8." and insert **"6."**

Page 2, line 17, delete "members for losses" and insert **"the consortium;"**.

Page 2, delete line 18.

Page 2, line 19, delete "excess" and insert **"stop-loss"**.

Page 2, line 20, after "consortium" insert **"."**.

Page 2, delete lines 21 through 30.

Page 2, line 31, delete "10." and insert **"7. (a)"**.

Page 2, line 32, delete "enter into an agreement" and insert **"establish a trust under Indiana law"**.

Page 2, line 34, after "institutions" insert **"jointly"**.

Page 2, line 34, delete "program" and insert **"self-insurance fund"**.

Page 2, line 35, delete "of joint self-insurance".

Page 2, line 36, delete "excess" and insert **"stop-loss"**.

Page 2, line 36, delete ", including any of the following:" and insert **"The coverage for retained risks or stop-loss insurance coverage provided for through the trust may include any of the following types of coverage:**

- (1) Property and casualty coverage.**
- (2) Worker's compensation coverage.**
- (3) Employee health coverage.**
- (4) Employee vision coverage.**
- (5) Employee dental coverage.**
- (6) Other coverage.**

(b) If the coverage described in subsection (a)(3), (a)(4), or (a)(5) is provided through the self-insurance fund, the coverage must be provided through a multiple employer welfare arrangement regulated under IC 27-1-34."

Page 2, delete lines 37 through 42.

Page 3, delete lines 1 through 5.

Page 3, line 6, delete "11." and insert **"8."**

Page 3, delete lines 9 through 42, begin a new paragraph and insert:

"Sec. 9. A trust created under section 7 of this chapter is subject to regulation by the department as follows:

- (1) The trust be registered with the department.**
- (2) The trust shall:**

- (A) retain a total risk for the self-insurance fund of not more than one hundred twenty-five percent (125%) of the amount of expected claims for the following year; and**
- (B) obtain stop-loss insurance issued by an insurer authorized to do business in Indiana to cover losses in excess of the amount retained under clause (A).**

(3) Contributions by the members must be set to fund one hundred percent (100%) of the total risk retained under subdivision (2)(A) plus all other costs of the trust.

(4) The trust shall maintain a fidelity bond in an amount approved by the department, covering each person responsible for the trust, to protect against acts of fraud or dishonesty in servicing the trust.

(5) The trust is subject to IC 27-4-1-4.5 regarding claims settlement practices.

(6) The trust shall, before March 1 of each year, file an annual financial statement in the form required by

IC 27-1-3-13.

(7) The trust is not a member of the Indiana insurance guaranty association under IC 27-6-8. The liability of each member is joint and several.

(8) The trust is subject to examination by the department. The trust shall pay all costs associated with an examination.

(9) The department may deny, suspend, or revoke the registration of the trust if the commissioner finds that the trust:

(A) is in a hazardous financial condition;

(B) refuses to be examined or produce records for examination; or

(C) has failed to pay a final judgment rendered against the trust by a court within thirty (30) days.

Sec. 10. The department may adopt rules under IC 4-22-2 to implement this chapter."

Delete pages 4 through 8.

(Reference is to SB 229 as printed January 30, 2006.)

LUBBERS

Motion prevailed. The bill was ordered engrossed.

Senate Bill 270

Senator Miller called up Senate Bill 270 for second reading. The bill was read a second time by title.

**SENATE MOTION
(Amendment 270-1)**

Madam President: I move that Senate Bill 270 be amended to read as follows:

Page 7, between lines 38 and 39, begin a new paragraph and insert: "SECTION 12. IC 12-10-10-4, AS AMENDED BY P.L.246-2005, SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 4. (a) As used in this chapter, "eligible individual" means an individual who:

(1) is a resident of Indiana;

(2) is:

(A) at least sixty (60) years of age; or

(B) disabled;

(3) has assets that do not exceed five hundred thousand dollars (\$500,000), as determined by the division; ~~and~~

(4) qualifies under criteria developed by the board as having an impairment that places the individual at risk of losing the individual's independence, as described in subsection (b); **and**

(5) beginning July 1, 2006, is able to establish that the individual has applied for assistance under the state Medicaid program and the individual:

(A) is waiting for an eligibility determination by the office of the secretary;

(B) has been denied Medicaid coverage by the office of the secretary;

(C) has been determined to be eligible for a Medicaid waiver but has been placed on the waiver's waiting list; or

(D) is receiving services under a Medicaid home and community-based waiver but requires an additional service that is:

(i) not covered under the Medicaid program;

(ii) covered under the program; and

(iii) necessary in order to prevent the placement of the individual in an institution.

(b) For purposes of subsection (a), an individual is at risk of losing the individual's independence if the individual is unable to perform two (2) or more activities of daily living. The use by or on behalf of the individual of any of the following services or devices does not make the individual ineligible for services under this chapter:

(1) Skilled nursing assistance.

(2) Supervised community and home care services, including skilled nursing supervision.

(3) Adaptive medical equipment and devices.

(4) Adaptive nonmedical equipment and devices."

Renumber all SECTIONS consecutively.

(Reference is to SB 270 as printed January 27, 2006.)

MILLER

Motion prevailed.

**SENATE MOTION
(Amendment 270-2)**

Madam President: I move that Senate Bill 270 be amended to read as follows:

Page 20, delete lines 14 through 22.

Page 26, line 37, delete "; IC 12-14-22-5;" and insert ".".

Page 26, delete line 38.

Renumber all SECTIONS consecutively.

(Reference is to SB 270 as printed January 27, 2006.)

MILLER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 339

Senator Merritt called up Senate Bill 339 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 349

Senator Waltz called up Senate Bill 349 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 359

Senator Hershman called up Senate Bill 359 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 360

Senator Ford called up Senate Bill 360 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 361

Senator Ford called up Senate Bill 361 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 361-1)

Madam President: I move that Senate Bill 361 be amended to read as follows:

Replace the effective dates in SECTIONS 1 through 3 with "[EFFECTIVE UPON PASSAGE]".

Page 1, between lines 4 and 5, begin a new paragraph and insert: "SECTION 2. IC 9-16-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. As used in this chapter, "qualified person" means any of the following:

- (1) A motor club that is any of the following:
 - (A) A domestic corporation.
 - (B) A foreign corporation qualified to transact business in Indiana under IC 23-1 or IC 23-17.
- (2) A financial institution (as defined in IC 28-1-1-3).
- (3) A new motor vehicle dealer licensed under IC 9-23-2.
- (4) An insurance producer (as defined in IC 27-1-15.6-2) licensed under IC 27-1-15.6.**
- ~~(4)~~ **(5) Other persons, including persons licensed under IC 9-23-2 that are not covered by subdivision (3), that the commission determines can meet the standards adopted by the commission under IC 9-15-2-1(7) and the requirements for partial service contractors under section 4.5 of this chapter."**

Page 1, line 6, after "(a)" insert **"If a qualified person demonstrates that the qualified person can meet the requirements of this section,"**.

Page 1, line 6, delete "The" and insert "the".

Page 1, line 7, strike "a" and insert **"the"**.

Page 1, line 7, delete ":".

Page 1, line 8, strike "(1)".

Page 1, line 9, delete ";" and insert ".".

Page 1, line 9, strike "or".

Page 1, line 10, strike "(2)".

Page 1, line 10, delete "the provision of".

Page 1, line 10, strike "partial services under section 4.5".

Page 1, strike line 11.

Page 2, line 15, delete "." and insert **"that is reasonably calculated to secure the contractor's performance. The commission may not require the contractor to post a cash bond."**

Page 2, line 18, strike "any" and insert **"annual"**.

Page 2, line 36, after "(a)" insert **"If a qualified person demonstrates that the qualified person can meet the requirements of this section,"**.

Page 2, line 36, delete "The" and insert "the".

Page 2, line 37, before "qualified person to" strike "a" and insert **"the"**.

Page 2, line 37, after "at" strike "a" and insert **"the"**.

Page 3, line 11, delete "." and insert **"that is reasonably calculated to secure the contractor's performance. The commission may not require the contractor to post a cash bond."**

Page 3, line 12, strike "any" and insert **"annual"**.

Page 3, after line 17, begin a new paragraph and insert:

"SECTION 5. IC 9-16-1-5, AS AMENDED BY P.L.210-2005, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. Each license branch, ~~full~~ **service provider, or partial services provider** shall collect the service charges prescribed by IC 9-29-3 and deposit the service charges in the

state license branch fund established under IC 9-29-14.

SECTION 6. IC 9-16-1-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 5.5. (a) IC 9-29-3 does not apply to:**

- (1) a license branch operated under a contract awarded under section 4 of this chapter; or**
- (2) a partial services facility operated under section 4.5 of this chapter.**

(b) A contractor under section 4 or 4.5 of this chapter may charge and keep any service fees the contractor considers necessary, in the contractor's sole discretion, to operate the license branch or to provide partial services.

(c) Before October 1 of each year, the bureau and the state board of accounts shall determine the actual cost to the state to provide license branch services under this article during the most recently concluded state fiscal year. The state board of accounts shall determine a method to allocate these costs to license branch services on a transaction basis. Before January 1 of the following year, the bureau shall notify all contractors under section 4 or 4.5 of this chapter the amount of the per transaction cost determined under this subsection.

(d) A contractor under section 4 or 4.5 of this chapter shall:

- (1) collect as a fee for each transaction processed after December 31 the transaction cost determined under subsection (c); and**
- (2) pay the money collected under subdivision (1) to the bureau as provided in the contract.**

The fee required to be collected under this subsection is in addition to any fees the contractor may charge under subsection (b).

(e) The bureau shall deposit money paid to the bureau under subsection (d) in the motor vehicle highway account.

SECTION 7. **An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

(Reference is to SB 361 as printed January 27, 2006.)

FORD

Upon request of Senator Rogers the President ordered the roll of the Senate to be called. Roll Call 127: yeas 33, nays 17.

Motion prevailed. The bill was ordered engrossed.

Senate Bill 369

Senator R. Young called up Senate Bill 369 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 369-1)

Madam President: I move that Senate Bill 369 be amended to read as follows:

Page 3, between lines 19 and 20, begin a new line block indented and insert:

"(5) The state department of health."

(Reference is to SB 369 as printed January 30, 2006.)

MILLER

Motion prevailed. The bill was ordered engrossed.

6:04 p.m.

The Chair declared a recess until the fall of the gavel.

Recess

The Senate reconvened at 6:25 p.m., with Senator Garton in the Chair.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 128

Senator Lawson called up Engrossed Senate Bill 128 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 128: yeas 35, nays 15. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Richardson, Mahern, and Thomas.

Engrossed Senate Bill 151

Senator Lawson called up Engrossed Senate Bill 151 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 129: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Turner, Budak, and Crawford.

Engrossed Senate Bill 274

Senator Long called up Engrossed Senate Bill 274 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 130: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Torr and Pelath.

Engrossed Senate Bill 283

Senator R. Young called up Engrossed Senate Bill 283 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 131: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Bischoff, Ruppel, and Tincher.

Engrossed Senate Bill 300

Senator Long called up Engrossed Senate Bill 300 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 132: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Foley and Lawson.

Engrossed Senate Bill 336

Senator Landske called up Engrossed Senate Bill 336 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 133: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Ayres, Welch, and Budak.

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Engrossed Senate Bill 336.

LANDSKE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bowser be added as second author of Engrossed Senate Bill 274.

LONG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Howard be added as coauthor of Engrossed Senate Bill 300.

LONG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Breau be added as coauthor of Engrossed Senate Bill 151.

LAWSON

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Simpson be added as second author of Engrossed Senate Bill 151.

LAWSON

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Breau be added as coauthor of Engrossed Senate Bill 128.

LAWSON

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Engrossed Senate Bill 284.

WYSS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Smith be added as coauthor of Engrossed Senate Bill 17.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Senate Bill 270.

MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as cosponsor of Engrossed House Bill 1261.

LUBBERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Engrossed Senate Bill 236.

DROZDA

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Skinner and Lanane be added as coauthors of Engrossed Senate Bill 217.

BRODEN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Engrossed Senate Bill 283.

R. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Skinner and Rogers be added as coauthors of Engrossed Senate Bill 194.

HUME

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Miller and Riegsecker be added as coauthors of Engrossed Senate Bill 336.

LANDSKE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Hershman and Zakas be added as coauthors of Senate Bill 229.

LUBBERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Hume be added as coauthor of Engrossed Senate Bill 251.

WEATHERWAX

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as coauthor of Senate Bill 6.

STEELE

Motion prevailed.

February 1, 2006

Senate 329

SENATE MOTION

Madam President: I move that Senator Craycraft be added as coauthor of Engrossed Senate Bill 194.

HUME

Motion prevailed.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bill 1008 and the same is herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move we adjourn until 10:30 a.m., Thursday, February 2, 2006.

LONG

Motion prevailed.

The Senate adjourned at 7:00 p.m.

MARY C. MENDEL
Secretary of the Senate

REBECCA S. SKILLMAN
President of the Senate